

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office **APR 29 1985**

Returned to applicant for correction.....

Corrected application filed.....Map filed **APR 30 1985**The applicant Robert E. DickensonMoorman Ranch, SR 7 of Ely

Street and No. or P.O. Box No.

City or Town

Nevada 89301

State and Zip Code No.

hereby makeS.. application for permission to change the

Place of Use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 44459

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is Illipah Creek
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 465 acre feet
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for storage
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for storage
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, T.17N., R.58E.,
Describe as being within a 40-acre subdivision of public survey and by course and
M.D.B.&M., whence the Southeast Corner of said Section 13 bears S.12 $^{\circ}$ 15'15"E.,
distance to a section corner. If on unsurveyed land, it should be stated.
1344.16 feet distant.
6. The existing permitted point of diversion is located within.....
If point of diversion is not changed, do not answer.
7. Proposed place of use Portions of SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, N $\frac{1}{2}$ of Section 10, N $\frac{1}{2}$ of
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Section 11, N $\frac{1}{2}$ of Section 12, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ of Section 2, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of
Section 3 all in T.17N., R.59E., M.D.B.&M.
8. Existing place of use Portions of S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 7, SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, N $\frac{1}{2}$ of
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
Section 10, N $\frac{1}{2}$ of Section 11, N $\frac{1}{2}$ of Section 12, NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 18, T.17N.,
manner of use of irrigation permit, describe acreage to be removed from irrigation.
R.59E., M.D.B.&M.
9. Use will be from January 1st to December 31st of each year.
Month and Day Month and Day
10. Use was permitted from January 1st to December 31st of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Earth fill dam
State manner in which water is to be diverted, i.e. diversion structure, ditches,
pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$300,000.00
13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use. 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared js/jf pm/se

Protested

By s/Richard W. Forman Agent
Richard W. Forman
P.O. Box 150
Ely, Nevada 89301

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of Illipah Creek as heretofore granted under Permit 44459, is issued subject to the terms and conditions imposed in said Permit 44459, and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The place of use under this permit is limited to the following lands: portions of SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9; N $\frac{1}{2}$ Section 10 N $\frac{1}{2}$ Section 11; N $\frac{1}{2}$ Section 12 T. 17 N., R. 59 E., M.D.B. & M.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit to store 465 acre-feet of water per annum for irrigation on the described land is issued subject to all existing rights on the source and also subject to NRS 535.010. The proof of beneficial use and cultural map when filed, must show the maximum amount of water stored and released during any one year, and the lands on which such water was used. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under permits 49022, 49023 and 49024 shall not (CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 465 ~~cubic feet per second~~ acre-feet storage per annum, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before January 29, 1989

Proof of completion of work shall be filed before February 29, 1989

Application of water to beneficial use shall be made on or before January 29, 1991

Proof of the application of water to beneficial use shall be filed on or before February 29, 1991

Map in support of proof of beneficial use shall be filed on or before February 29, 1991

Completion of work filed MAR 22 1989

Proof of beneficial use filed

Cultural map filed

Certificate No. 13910 Issued

IN TESTIMONY WHEREOF, I, PETER G. MORROS,
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 29th day of January,

A.D. 19 88

Peter G. Morros
 State Engineer



(PERMIT TERMS CONTINUED)

exceed 1140.52 acre-feet of storage annually.

This permit is subject to the agreement between the Nevada Department of Wildlife and Robert E. and Dorothy M. Dickenson which requires a minimum pool of 160 acre-feet to remain in the reservoir at all times.